



5-15-02

CP A#9
2700 5/13/02

Express Mail Label No.: ET899291728US

Date of Deposit: May 13, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner of Patents

RECEIVED

MAY 21 2002

Date: May 13, 2002
Docket No. Y0999-121
Prior Art Unit: 2172
Prior Ex. J. Fleurantin

Sir:

Technology Center 2100

This is a request for filing a [X] continuation [] divisional [] continuation-in-part under 37 C.F.R. 1.53(d) of pending prior application Serial No. 09/282,860 filed on March 31, 1999 of J. Brezin, et al for OPTIMIZATION OF SYSTEM PERFORMANCE BASED ON COMMUNICATION RELATIONSHIP.

1. [] As last amended, the title has been changed to _____.
2. [] As last amended, the name of applicant has been changed to _____.
3. [X] Enclosed is [X] a copy of the oath or declaration as filed in the prior application or [] a new oath or declaration.
4. [X] The filing fee is calculated below:

Claims as filed in <u>this application</u>	Number <u>Filed</u>	Number <u>Extra</u>	Rate	<u>Basic Fee</u>
Total Claims	41- 20	= 21	X \$18	= 378.00
Independent Claims	2- 3	= 0	X \$84	= 0.00
Multiple Dependent Claims, if any (\$280)				=
Total Filing Fee	-----			\$ 1118.00

5. [X] Charge Deposit Account 50-0510 in the amount of \$1118.00.
- [X] Charge any other fees which may be required, except for the Issue Fee, or credit any overpayment to Deposit Account No. 50-0510.
6. [] Cancel in this application original Claim _____ of the prior application before calculating the filing fee.
7. [] Amend the specification by inserting before the first line the sentence: - This is a [X] continuation [] division [] continuation-in-part of application Serial No. 09/282,860, Filed March 31, 1999.
8. [] Priority of application Serial No. _____, filed on _____ In _____ is claimed under 35 U.S.C. 119.
9. [] The certified copy of the priority application has been filed in the application as originally filed on _____.
10. [] An appointment of associates is enclosed.
11. [X] Address all future communications to Anne Vachon Dougherty, 3173 Cedar Road, Yorktown Heights, N.Y. 10598.
12. [X] A preliminary amendment to this application will follow.
13. [] Enter in this application the amendment under 37 C.F.R. 1.116 which was unentered in the prior application.

for IBM Corporation
3173 Cedar Road
Yorktown Heights, NY 10598

Anne Vachon Dougherty
Anne Vachon Dougherty
Reg. No. 30,374
(914) 962-5910

05/20/2002 AWDNDAF1 00000027 500510 09282860
01 FC:131 740.00 CH
02 FC:103 378.00 CH